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## TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING

Docket Number: 372584-00102

### REJECTION OVER A PRIOR PATENT

In re Application of: TAFT et al.  
Application No.: 10/644,227  
Filed: August 19, 2003  
For: COMPOSITE POLYMER ELECTROLYTES FOR PROTON EXCHANGE MEMBRANE FUEL CELLS

The owner\*, Hoku Scientific, Inc. of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,630,265. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

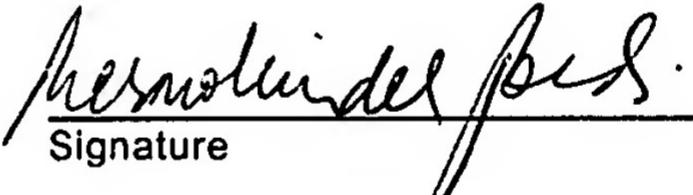
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2.  The undersigned is an attorney or agent of record.

  
Signature

15 September 2004

Date

Harmohinder (Ben) Bedi  
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